

**AMENDED AGENDA
BROKEN ARROW CITY COUNCIL
COUNCIL CHAMBERS
220 SOUTH FIRST STREET
BROKEN ARROW, OKLAHOMA 74012
April 21, 2009**

6:30 PM

- 1. Call to Order**
- 2. Invocation**
- 3. Roll Call**
- 4. Pledge of Allegiance to the Flag**
- 5. Administration of Oaths of Office**
- 6. Election of Mayor and Vice-Mayor**
- 7. Consideration of Consent Agenda**
 - A. Approval of the special meeting minutes of the Broken Arrow City Council for April 1, 2009
 - B. Approval of the regular meeting minutes of the Broken Arrow City Council for April 7, 2009
 - C. Acceptance of the minutes of the Planning Commission meeting held March 26, 2009.
 - D. Approval of proposed 2009 Park and Recreation Department Fees
 - E. Approval of the City of Broken Arrow's Identity Theft Prevention Program
 - F. Approval of and authorization to execute a Third Amendment to Access Agreement between the City of Broken Arrow and Northeastern State University
 - G. Approval of and authorization to execute an architect-engineer contract with Flynt & Kallenberger, Inc. for the Design of Field Lighting Upgrades at Indian Springs Sports Complex
 - H. Approval of BACP 101, Holder Project, one acre, R-1, Level 1 to Level 3, one-half mile north of New Orleans Street (101ST Street), on the east side of 1ST Place, which is one-half mile west of 9TH Street (Lynn Lane/177TH East Avenue), at 2413 South 1ST Place
 - I. Approval of the Claims List
- 8. Consideration of Items Removed from Consent Agenda**
- 9. Public Hearings, Appeals, Presentations, Recognitions, Awards and Oaths**
 - A. Award: Presentation and approval of the "Employee of the Quarter" award recognizing Brad West for the term January through March 2009
 - B. Proclamation: Approval of and authorization to execute a Proclamation declaring the week of April 20 - 24, 2009 as "Volunteers in Police Service Week"

- 10. Citizens' Opportunity to Address the Council on General Topics Related to City Business or Services (approximately 7:00 p.m.)**
- 11. General Council Business**
- A. Consideration of and approval for the Mayor to execute an official ballot from the Oklahoma Municipal Assurance Group to fill two Trustee positions for 3-year terms
 - B. Consideration and possible approval of and authorization to execute a four month contract extension with the Regional Metropolitan Utility Authority
 - C. Consideration of nominations to fill two vacancies on the Board of Adjustment created by the expiring terms of Rene' L. Ray and Stanley Evetts
 - D. Consideration of nominations to fill three vacancies on the Planning Commission created by the expiring term of Fred Dorrell, Ricky Jones and Jack Keeling
 - E. Consideration of Resolution 581 adopting a Records Retention Policy for the effective management of records within the City of Broken Arrow
- 12. City Manager's Report**
- A. Communications Expense Analysis
 - B. Green Plan Briefing
 - C. Senior Citizen's Discount for City Utilities
- 13. Preview Ordinances**
- A. An Ordinance amending the Broken Arrow Code Chapter 2, Employee Rules and Regulations, Section 2-150, Standards of Conduct; Repealing all ordinances to the contrary and declaring an emergency
 - B. An Ordinance amending Chapter 15, Nuisances, Section 15-25, Determination of Abatement costs; Cost statement to be sent property owner; repealing all ordinances to the contrary and declaring an emergency
 - C. An Ordinance amending Chapter 21, Streets and Sidewalks, Article I, In General, Section 21-14, Streetlight Fee; repealing all ordinances to the contrary and declaring an emergency
 - D. An Ordinance amending Chapter 24, Water, Sewers and Sewage Disposal, Article VI, Water Service Charges and Rates, and Article VII Sewer Service Charges and Rates; repealing all ordinances to the contrary and declaring an emergency
 - E. An Ordinance amending the Broken Arrow Code Sections 25-102, 25-501 and 25-601 revising a system of stormwater management service charge credits, by amending the utility rate and other fee structures, repealing all ordinances in conflict therewith, providing for severability, and declaring an emergency
 - F. An Ordinance repealing Ordinance No. 1757 amending the Broken Arrow Code, Chapter 2, Section 2-59 adopting the state minimum standards for the keeping and subsequent destruction of municipal records; repealing all ordinances to the contrary and declaring an emergency

14. Ordinances

- A. An Ordinance amending Chapter 2, Article IX, Section 2-170 of the Broken Arrow Code pertaining to Employee Disciplinary Action; Repealing all Ordinances to the contrary; and declaring an emergency
- B. An Ordinance amending Chapter 23, Article I, Section 23-37 of the Broken Arrow Code pertaining to Use of a Child Passenger Restraining System required; repealing all ordinances to the contrary; and declaring an emergency

15. Remarks and Inquiries by Governing Body Members

Executive Session for the purpose of confidential communications between the City Council, the City Manager, the Assistant City Manager and the City's Attorney for the purpose of conferring on contract negotiations concerning the IAFF and FOP employee groups under 25 O.S. § 307(B)(2); settlement offers in the cases of City of Broken Arrow v. Gloria Mayfield, et al., Tulsa County District Court Case Number CJ-2008-1625; City of Broken Arrow v. Jack Parrott, et al., Tulsa County District Court Case Number CJ-2008-1624; and City of Broken Arrow v. Lenard Poplin, et al., Tulsa County District Court Case Number CJ-2007-7889; and litigation concerning City of Broken Arrow v. Wylie J. Neal, Tulsa County District Court Case Number CJ-2009-989; City of Broken Arrow v. Kenco Properties, L.L.C., et al., Tulsa County District Court Case Number CJ-2009-00990; and City of Broken Arrow v. Owasso Land Trust L.L.C. et al., Tulsa County District Court Case Number CJ-2009-00946 all under 25 O.S. § 307(B)(4); and the appraisal and potential purchase of approximately 133 acres of real property located both north and south of the Creek Turnpike, between Elm Place and Aspen Avenue, under 25 O.S. § 307(B)(4). The Council is advised that disclosure will seriously impair the ability of the public body to process this pending litigation in the public interest. After the conclusion of the confidential portion of executive session, the Council will reconvene in open meeting, and the final decision, if any, will be put to a vote.

17. Adjournment

NOTICE:

All cell phones and pagers must be turned OFF or operated SILENTLY during Council meetings.

Exhibits, petitions, pictures, etc., presented to the authority shall be received and deposited in case files to be kept at the Broken Arrow City Hall.

If you are a person with a disability and need some accommodation in order to participate in this meeting, please contact the City Clerk at 918-259-2400 Ext. 5418 to make arrangements.

POSTED this ____ day of _____, 2009, at _____ a.m./p.m.

City Clerk